

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
CIVIL ACTION NO. 5:18-CV-155-KDB-DCK**

**EQUAL EMPLOYMENT OPPORTUNITY )  
COMMISSION, )**

**Plaintiff, )**

**v. )**

**SPENCER GIFTS, LLC, )**

**Defendant. )**

**ORDER**

**THIS MATTER IS BEFORE THE COURT** on Plaintiff's "Motion For Costs" (Document No. 33) filed October 16, 2019. This motion has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b), and immediate review is appropriate. Having carefully considered the motion and the record, the undersigned will deny the motion, without prejudice.

Plaintiff fails to show that the requirement of consultation has been satisfied pursuant to Local Rule 7.1(b).

**IT IS, THEREFORE, ORDERED** that Plaintiff's "Motion For Costs" (Document No. 33) is **DENIED WITHOUT PREJUDICE**.

Signed: October 17, 2019

  
\_\_\_\_\_  
David C. Keesler  
United States Magistrate Judge

